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**SCULLY, SCOTT, MURPHY  
& PRESSER**

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**AUG 11 2005**

**To:** Examiner: Bernarr E. Gregory  
Group Art Unit: 3662  
Confirmation No.: 6801

**From:** Leopold Presser, Esq.

**Fax:** 571-273-8300

**Pages:** 8 (Including fax cover sheet)

**Phone:**

**Date:** August 11, 2005

**Re:** Applicant: Bernd Dulat, et al.  
U.S. Patent Application No. 10/634,485  
Our Docket: 16923

**CC**

## **AMENDMENT UNDER EX PARTE QUAYLE**

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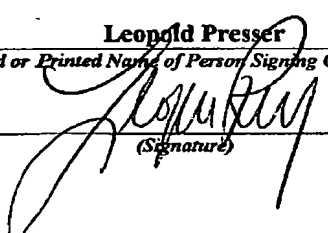
1. Amendment Transmittal Letter (in duplicate);
2. Amendment under Ex Parte Quayle; and
3. Certificate of Facsimile Transmission, dated August 11, 2005 (in duplicate).

### **FOR:**

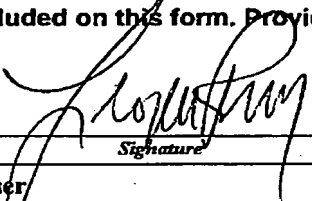
Applicant: Bernd Dulat, et al.  
U.S. Patent Application No. 10/634,485  
Filed: August 5, 2003  
Our Docket: 16923

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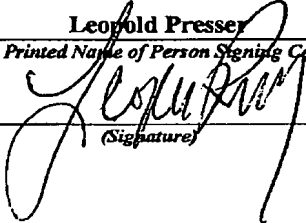
<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			<b>Docket No.</b> 16923
Applicant(s): <b>Bernd Dulat, et al.</b>			
<b>Application No.</b> 10/634,485	<b>Filing Date</b> August 5, 2003	<b>Examiner</b> Bernarr E. Gregory	<b>Group Art Unit</b> 3662
Invention: <b>GUIDED MISSILE HAVING A JETTISONED PROTECTIVE CAP</b>			
<b>CONFIRMATION NO.:</b> 6801		<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> <b>AUG 11 2005</b>	
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P18/REV02

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					<b>Docket No.</b> 16923	
Applicant(s): <b>Bernd Dulat, et al.</b>						
Application No. 10/634,485	Filing Date August 5, 2003	Examiner Bernarr E. Gregory	Customer No. 23389	Group Art Unit 3662	Confirmation No. 6801	
Invention: <b>GUIDED MISSILE HAVING A JETTISONED PROTECTIVE CAP</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	7 -	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	1 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>19-1013/SSMP</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature						
<b>Dated: August 11, 2005</b>						
<b>Leopold Presser</b> <b>Registration No. 19,827</b>  <b>Correspondence Address</b> <b>Customer No. 23389</b>				<div style="border: 1px solid black; padding: 5px;">             I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____              (Date)               _____              Signature of Person Mailing Correspondence               _____              Typed or Printed Name of Person Mailing Correspondence           </div>		
cc: LP:jy						

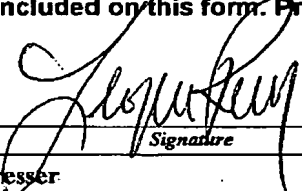
P11LARGE/REV09

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<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b> Applicant(s): <b>Bernd Dulat, et al.</b>			<b>Docket No.</b> <b>16923</b>
<b>Application No.</b> <b>10/634,485</b>	<b>Filing Date</b> <b>August 5, 2003</b>	<b>Examiner</b> <b>Bernarr E. Gregory</b>	<b>Group Art Unit</b> <b>3662</b>
<b>Invention: GUIDED MISSILE HAVING A JETTISONED PROTECTIVE CAP</b>			
<b>CONFIRMATION NO.: 6801</b>			
<p>I hereby certify that this <u>AMENDMENT UNDER EX PARTE QUAYLE</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u> ) on <u>August 11, 2005</u> (Date)</p> <p style="text-align: right;"><u>Leopold Presser</u> (Typed or Printed Name of Person Signing Certificate)  (Signature)</p> <p style="text-align: center;"><b>Note: Each paper must have its own certificate of mailing.</b></p>			

P18/REV02

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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>16923</b>									
Applicant(s): <b>Bernd Dulat, et al.</b>														
Application No. <b>10/634,485</b>	Filing Date <b>August 5, 2003</b>	Examiner <b>Bernarr E. Gregory</b>	Customer No. <b>23389</b>	Group Art Unit <b>3662</b>	Confirmation No. <b>6801</b>									
Invention: <b>GUIDED MISSILE HAVING A JETTISONED PROTECTIVE CAP</b>														
<b>COMMISSIONER FOR PATENTS:</b>														
Transmitted herewith is an amendment in the above-identified application.														
The fee has been calculated and is transmitted as shown below.														
<b>CLAIMS AS AMENDED</b>														
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE									
TOTAL CLAIMS	7 -	20 =	0	x \$50.00	\$0.00									
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Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00									
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>									
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>19-1013/SSMP</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.														
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>														
 Leopold Presser Registration No. 19,827  Correspondence Address Customer No. 23389			Dated: <b>August 11, 2005</b>  <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on</td> </tr> <tr> <td style="width: 50%; text-align: center;">(Date)</td> <td style="width: 50%;"></td> </tr> <tr> <td colspan="2" style="text-align: center;">Signature of Person Mailing Correspondence</td> </tr> <tr> <td colspan="2" style="text-align: center;">Typed or Printed Name of Person Mailing Correspondence</td> </tr> </table>				I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on		(Date)		Signature of Person Mailing Correspondence		Typed or Printed Name of Person Mailing Correspondence	
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(Date)														
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P11LARGE/REV09

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Bernd Dulat, et al. **Examiner:** Bernarr E. Gregory  
**Serial No:** 10/634,485 **Group Art Unit:** 3662  
**Filed:** August 5, 2003 **Docket:** 16923  
**For:** GUIDED MISSILE  
HAVING A JETTISONED  
PROTECTIVE CAP **Dated:** August 11, 2005

**Confirmation No.:** 6801

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**AMENDMENT UNDER EX PARTE QUAYLE**

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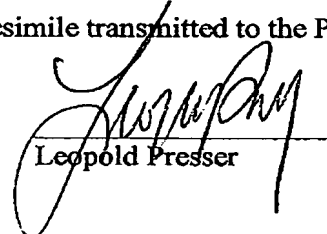
In response to the Office Action of June 27, 2005, applicants respectfully request that the following amendments be entered into this application:

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Dated: August 11, 2005

  
Leopold Presser

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